6530212/2022/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD – Allegation of not to pay proper attention before the 2nd QC Inspection Team on 28.05.2020 in (4) works "Construction of CC Roads Talluru GP of Vatsavai Mandal, Krishna District - CC.No.1286/2022 in WP.No.21922/2021 which leads to huge embarrassment to the Government - Legal complications - Disciplinary proceedings against Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District - Article of charges – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-I) DEPARTMENT

G.O.Rt.No.541 **Dated: 29 -06-2022.**

Read the following:-

1) First QC Inspection Report dated:02.12.2018 & 10.12.2018.
2) Second QC Inspection Report dated:28.05.2020.
3) Orders of High Court of A.P, dated 05.10.2021 in WP.No.21922 of 2021 filed by Sri Chintala venkata Sita Ramaiah R/o Penuganchiprolu, Krishna District and kanakapudi bhaskara Rao R/o Penuganchiprolu, Krishna District.
4) Notice in Contempt Case No.1286/2022 filed by Sri Chintala venkata Sita Ramaiah R/o Penuganchiprolu, Krishna District and kanakapudi bhaskara Rao R/o Penuganchiprolu, Krishna District.

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ORDER:

It is proposed to hold an inquiry against Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District in accordance with the procedure laid down in Rule-20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District is directed to submit his written statement of defence within (10) days of the receipt of this order.

4. Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District is informed that an enquiry will be held only in respect those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of

P.T.O

Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District is invited to Rule-24 of the APCS (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of APCS(Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District (through the ENC, PR, Vijayawada).
The ENC, PR, Vijayawada.
(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:
The PR & RD (Estt-I) Department.
SF/SC

//FORWARDED::BY::ORDER//

SECTION OFFICER

6530212/2022/VIG-I-PRR01

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K. KRISHNA KIRAN, DEPUTY EXECUTIVE ENGINEER, PRI SUB - DIVISION, JAGGAYYAPETA,KRISHNADISTRICT

-:0:-

CHARGE:

That as per quality control norms and procedures, the 1st Quality Control Inspection was conducted on 02.12.2018 & 10.12.2018 in (4) works "Construction of CC Roads Talluru GP of Vatsavai Mandal, Krishna District and proposed no recovery. At that time Sri K. Krishna Kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District as DEE during the inspecting time. The said 1st QC report 02.12.2018 & 10.12.2018 was intimated to the concerned EE, DEE & AEE . Subsequently, as per the orders, 2nd QC inspection team has attended the above works on 28.05.2020 and conducted inspection. The first QC Team was proposed no recovery against the work, but the 2nd QC Team Report has proposed for recovery of Rs.23.39 Lakhs of work. On close observation, it is observed that when 2nd QC Team inspected the work, the concerned EE, DEE & AE(MEO) have not brought the 1st QC report to the notice of 2nd QC Team at the time of inspection to facilitate them to understand the said report and its findings. Despite having information on hand, the EE, DEE & AE(MEO)have failed to bring to the notice of 2nd QC Team about the 1st QC Report. Thereby, unnecessary complications and legal issues have been aroused and huge embarrassment was created in dealing with legal issues. The concerned EE, DEE & AE (MEO) should have taken proper care at the time of visit of 2nd Inspection Team and failed to bring the connected records including QC reports to the concerned authorities. This has caused huge embarrassment to the Government .

2. Thus, Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District showed his disobedience of the orders issued by the higher authorities and gross negligence in attending his legitimate duties and acted in contravention of Rule 3 of APCS (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K. KRISHNA KIRAN, DEPUTY EXECUTIVE ENGINEER, PRI SUB - DIVISION, JAGGAYYAPETA, KRISHNA DISTRICT

Basis:

Whereas, as per quality control norms and procedures, the 1st Quality Control Inspection was conducted on 02.12.2018 & 10.12.2018 in (4) works "Construction of CC Roads Talluru GP of Vatsavai Mandal, Krishna District and proposed no recovery. At that time Sri K. Krishna Kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District) as DEE during the inspecting time. The said 1st QC report 02.12.2018 & 10.12.2018 was intimated to the concerned EE, DEE & AEE . Subsequently, as per the orders, 2nd QC inspection team was attended the above works on 28.05.2020 and conducted inspection. The first QC Team has proposed recovery against the work, but the 2nd QC Team Report has proposed for recovery of Rs.23.39 Lakhs of work. On close observation, it is observed that when 2nd QC Team inspected the work, the concerned EE, DEE & AE(MEO) have not brought the 1st QC report to the notice of 2nd QC Team at the time of inspection to facilitate them to understand the said report and its findings. Despite having information on hand, the EE, DEE & AE(MEO)have failed to bring to the notice of 2nd QC Team about the 1st QC Report. Thereby, unnecessary complications and legal issues have been aroused and huge embarrassment was created in dealing with legal issues. The concerned EE, DEE & AE (MEO) should have taken proper care at the time of visit of 2nd Inspection Team and failed to bring the connected including QC reports to the concerned authorities.

2. Thus the Government Servant Sri K. Krishna kiran, Deputy Executive Engineer, PRI Sub - Division, Jaggayyapeta, krishna District failed to obey the orders of higher authorities and gross negligence on his legitimate duties. Thus by the above mentioned acts, he failed to maintain absolute integrity, devotion to the duty and conduct unbecoming of a Government Servant and there by contravened the Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI K. KRISHNA KIRAN, DEPUTY EXECUTIVE ENGINEER, PRI SUB - DIVISION, JAGGAYYAPETA, KRISHNA DISTRICT ARE PROPOSED TO BE SUSTAINED:

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1) First QC Inspection Report dated:02.12.2018& 10.12.2018.

2) Second QC Inspection Report dated:28.05.2020.

3) Orders of High Court of A.P, dated 05.10.2021 in WP.No.21922 of 2021 filed by Sri Chintala venkata Sita Ramaiah R/o Penuganchiprolu, Krishna District and kanakapudi bhaskara Rao R/o Penuganchiprolu, Krishna District.

4)Notice in Contempt Case No.1286/2022 filed by Sri Chintala venkata Sita Ramaiah R/o Penuganchiprolu, Krishna District and kanakapudi bhaskara Rao R/o Penuganchiprolu, Krishna District..

GOPAL KRISHNA DWIVEDI
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SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGE AGAINST SRI K. KRISHNA KIRAN, DEPUTY EXECUTIVE ENGINEER, PRI SUB - DIVISION, JAGGAYYAPETA, KRISHNA DISTRICT) IS PROPOSED TO BE SUSTAINED :

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- NIL –

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GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER